

**MINUTES OF COUNCIL MEETING
NOVEMBER 21, 2006
6:30 P.M.**

The Murray City Council met in regular session on Tuesday, November 21, 2006, at 6:30 p.m. in the Council Chambers of City Hall, with Mayor Rushing presiding.

Council Members Present: Robert Billington, Doris Parham, Rita Henley, J. D. Outland, Dan Miller, Pete Lancaster, Danny Hudspeth, Hugh Massey, Pat Scott, Jason Pittman, Butch Seargent, and Bill Wells.

Council Members Absent: None.

Staff Present: J. L. Barnett, Don Elias, Don Leet, Ken Claud, Michael Skinner, Candace Dowdy, Thomas Clendenen, Don Rogers, Matt Mattingly, Philip Morris, Gail Mullins, Harla McClure, and Warren Hopkins.

Minutes of the council meeting held November 9, 2006, were presented for approval. **Mr. Billington moved, seconded by Dr. Outland,** to approve the minutes as written. With no discussion, Mayor Rushing called for a voice vote, which was unanimous in favor of the motion.

Mayor Rushing recognized Cameron Miller, General Manager for NewWave Communications. Mr. Miller was present to provide an update on how the transition has been going since NewWave purchased Charter Communications.

Ordinance Number 2006-1429 (second reading) an Ordinance amending Ordinance Number 794, Codified as Section 156, Zoning Code, of the City of Murray Code of Ordinances as it pertains to §156.094, Storm Water Management Facilities Design Criteria, to allow for a 10 year 24 hour storm event was presented to the council on a second reading. **Ms. Henley moved, seconded by Mr. Pittman,** to adopt said Ordinance.

With no further discussion, Mayor Rushing called for the roll call vote which is recorded as follows:

AYES: J. D. Outland, Doris Parham, Rita Henley, Danny Hudspeth, Hugh Massey, Pat Scott, Robert Billington, Dan Miller, Butch Seargent, Jason Pittman, Pete Lancaster, and Bill Wells.

NAYS: None.

Mayor Rushing declared Ordinance-Number 2006-1429 adopted on a second reading and recorded in Ordinance Book Number 6, Page _____.

Ordinance Number 2006-1430 (second reading) an Ordinance amending Chapter 155, Subdivision Regulations, of the City of Murray Code of Ordinances as it pertains to §155.34,

Storm Water Management Facilities Design Criteria, to allow for a 10 year 24 hour storm was presented to the council on a second reading. **Mr. Hudspeth moved, seconded by Mr. Billington** to adopt said Ordinance.

With no discussion, Mayor Rushing called for the roll call vote which is recorded as follows:

AYES: J. D. Outland, Doris Parham, Rita Henley, Danny Hudspeth, Hugh Massey, Pat Scott, Robert Billington, Dan Miller, Butch Seargent, Jason Pittman, Pete Lancaster, and Bill Wells.

NAYS: None.

Mayor Rushing declared Ordinance Number 2006-1430 adopted on a second reading and recorded in Ordinance Book Number 6, Page _____.

Ordinance Number 2006-1431 (second reading) an ordinance amending Ordinance Number 2006-1412, an ordinance which adopted the 2006-2007 City of Murray, Kentucky Annual Budget by restating certain revenues and expenditures for the City of Murray operations budget was presented to the council for a second reading. **Mr. Pittman moved, seconded by Mr. Lancaster** to adopt said ordinance.

With no discussion, Mayor Rushing called for the roll call vote which is recorded as follows:

AYES: J. D. Outland, Doris Parham, Rita Henley, Danny Hudspeth, Hugh Massey, Pat Scott, Robert Billington, Dan Miller, Butch Seargent, Jason Pittman, Pete Lancaster, and Bill Wells.

NAYS: None.

Mayor Rushing declared Ordinance Number 2006-1431 adopted on a second reading and recorded in Ordinance Book Number 6, Page _____.

Recommendation from Murray Planning Commission authorizing the city attorney to draft an ordinance zoning as R-2 (single family residential) property located at 225 Kin Richard Drive was presented to the council for approval. Said property is owned by Dwain and Margot McIntosh. The Murray Planning Commission recommended said zoning by a vote of 9-0 based on the following findings of fact: 1) the proposed zoning is in line with the future land use map; 2) the surrounding area is zoned R-2 due to the recent southwest annexation; 3) the property owner requested R-2 zoning as the property will be used for single family residential living. **Mr. Scott moved, seconded by Ms. Henley** to approve said recommendation.

With no discussion, Mayor Rushing called for the roll call vote which is recorded as follows:

AYES: J. D. Outland, Doris Parham, Rita Henley, Danny Hudspeth, Hugh Massey, Pat Scott, Robert Billington, Dan Miller, Butch Seargent, Jason Pittman, Pete Lancaster, and Bill Wells.

NAYS: None.

Mayor Rushing declared the recommendation approved.

Recommendation from Murray Planning Commission authorizing the city attorney to draft an ordinance zoning the proposed annexation of an 11.002 acre tract of land located on Gibbs Store Road be zoned R-2 (single family residential) was presented to the council for approval. Said property is owned by Sean and Huong Kelly and consists of 10.647 acres with a 0.355 acre right-of-way. The Planning Commission recommended said zoning by a vote of 9-0 based on the following findings of fact: 1) the proposed zoning is in line with the future land use map; 2) the adjacent property, which is in the city limits, is zoned R-2 due to the recent southwest annexation; 3) the subdivision located to the north and south, which are in the county, are single family residential in nature; 4) the property owner requested R-2 zoning as the property will be used for single family residential living. **Dr. Outland moved, seconded by Ms. Parham** to approve said recommendation.

With no further discussion, Mayor Rushing called for the roll call vote which is recorded as follows:

AYES: J. D. Outland, Doris Parham, Rita Henley, Danny Hudspeth, Hugh Massey, Pat Scott, Robert Billington, Dan Miller, Butch Seargent, Jason Pittman, Pete Lancaster, and Bill Wells.

NAYS: None.

Mayor Rushing declared the recommendation approved.

Mayor Rushing recognized Hugh Massey and requested that he provide a report from the public works committee meeting. Mr. Massey stated the committee met to discuss bids for a 2007 truck chassis and hoist. The following bids were presented:

BIDDER	BID
Municipal Equipment	\$112,708.00
Tri- State International	\$112,870.00

Mr. Massey moved, as unanimously recommended by the Public Works Committee, to accept the bid from Municipal Equipment in the amount of \$112,708 for the 2007 truck chassis and hoist. **Dr. Miller seconded the motion.** Mr. Hudspeth asked if insurance covered the cost of replacing the vehicle and it was stated the vehicle being replaced was a 2001 model. With no further discussion, Mayor Rushing called for the voice vote which was unanimous in favor of the motion.

Mayor Rushing recognized Don Elias, City Administrator, and thanked him for his service to the City for the past 16 years.

With no further business to come before the council, the meeting adjourned at 6:55 p.m.

H. Thomas Rushing, Mayor

Attest:

Harla McClure, City Clerk